

Moved by Mr(s). Batchler, seconded by Mr(s). Painter,

Recommendation that the Board of County Commissioners adopt Resolution Number 067-21 resolving to approve payment to vendors **in the total amount of \$2,757,490.29** as set forth in the BCC Approval Invoice Report(s) for **Checks Dated May 19, 2021**, BCC Directed Pre-Paid Invoices Report(s) and/or the Procurement Card Transaction Report as presented by the County Auditor on 05/17/2021, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Claire B. Corcoran,	<u>Yes</u>
David L. Painter,	<u>Yes</u>
Bonnie J. Batchler,	<u>Yes</u>

Date Adopted: May 19, 2021

<u>Claire B. Corcoran</u>
Claire B. Corcoran, President
<u>David L. Painter</u>
David L. Painter, Vice-President
<u>Bonnie J. Batchler</u>
Bonnie J. Batchler, Member

OR

Thomas J. Eigel, County Administrator

The Board of County Commissioners of Clermont County, Ohio, met in Regular Session on the 19th day of May 2021, at the Office of said Board with the following members present:

Claire B. Corcoran, President
David L. Painter, Vice President
Bonnie J. Batchler, Member

Mrs. Batchler moved for the adoption of the following Resolution:

RESOLUTION NUMBER 068-21

RESOLUTION AUTHORIZING ONE PROPERTY LOCATED OFF MT. HOLLY LANE IN BATAVIA TOWNSHIP AND WITHIN THE CLERMONT COUNTY WATER RESOURCES DEPARTMENT'S WATER SERVICE JURISDICTION TO CONNECT ONE (1) RESIDENTIAL WATER SERVICE TO THE TATE-MONROE WATER ASSOCIATION, INC. WATER SERVICE AREA FOR SAID PROPERTY RELATIVE THERETO

WHEREAS, the Clermont County Water Resources Department has been duly authorized and organized pursuant to Section 6103.02 of the Ohio Revised Code; and,

WHEREAS, the Board of County Commissioners of Clermont County, Ohio, and Tate-Monroe Water Association, Inc. have previously designated water service jurisdiction areas in Clermont County, Ohio, in order to provide public water services to proprietries within Clermont County in order to best serve the public interest as economically and efficiently as possible; and

WHEREAS, one parcel located off Mt. Holly Lane in Batavia Township, as outlined in Exhibit A, attached hereto and made a part hereof, and identified as Parcel Number 03-20-20E-015., is within the service area jurisdiction of the Clermont County Water Resources Department; and

WHEREAS, the Clermont County Water Resources Department does not currently provide water service in the vicinity of Parcel Number 03-20-20E-015. in Batavia Township and has no immediate plan to provide water service to that area; and

WHEREAS, the current property owner of Parcel Number 03-20-20E-015. in Batavia Township desires to obtain water service from Tate-Monroe Water Association, Inc., 2599 State Route 232, New Richmond, Ohio, 45157, to provide one (1) residential water service for said parcel.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Clermont County, Ohio, with at least two-thirds of its members concurring as follows:

SECTION 1. That the Clermont County Board of Commissioners finds and determines that the Clermont County Water Resources Department is currently unable to provide water service to the parcel located off Mt. Holly Lane in Batavia Township, Clermont County, Ohio, as outlined in Exhibit A, and identified as Parcel Number 03-20-20E-015., and finds further, that it would promote the public health and welfare to permit Parcel Number 03-20-20E-015. to connect one (1) residential water service to the Tate-Monroe Water Association's water service area.

SECTION 2. That the Clermont County Board of Commissioners by and through the Clermont County Water Resources Department, upon acceptance by the Tate-Monroe Water Association, expressly allow Parcel Number 03-20-20E-015. to connect one (1) residential water service to the Tate-Monroe Water Association water system for the purpose of permitting that parcel to receive water service from Tate-Monroe Water Association.

SECTION 3. That the Clermont County Board of Commissioners by and through the Clermont County Water Resources Department, will maintain Parcel Number 03-20-20E-015. as part of the Clermont County Water Resources Department's Water Service Jurisdiction for purposes of providing water service to future development beyond the connection of one (1) residential water service to the Tate-Monroe Water Association.

SECTION 4. This Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

The motion was seconded by Mr. Painter and, upon call of the roll, the vote was as follows:

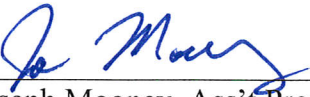
Mrs. Corcoran Yes; Mr. Painter Yes; Mrs. Batchler Yes.

PASSED: May 19, 2021.

ATTEST:

Holly Cruey
Holly Cruey, Clerk
Board of County Commissioners
Clermont County, Ohio

This Resolution was approved as to form by the
Office of the Clermont County Prosecutor's Office

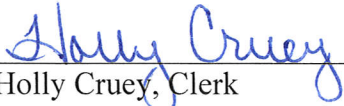


Joseph Mooney, Ass't Prosecuting Attorney

Date: 5-4-21

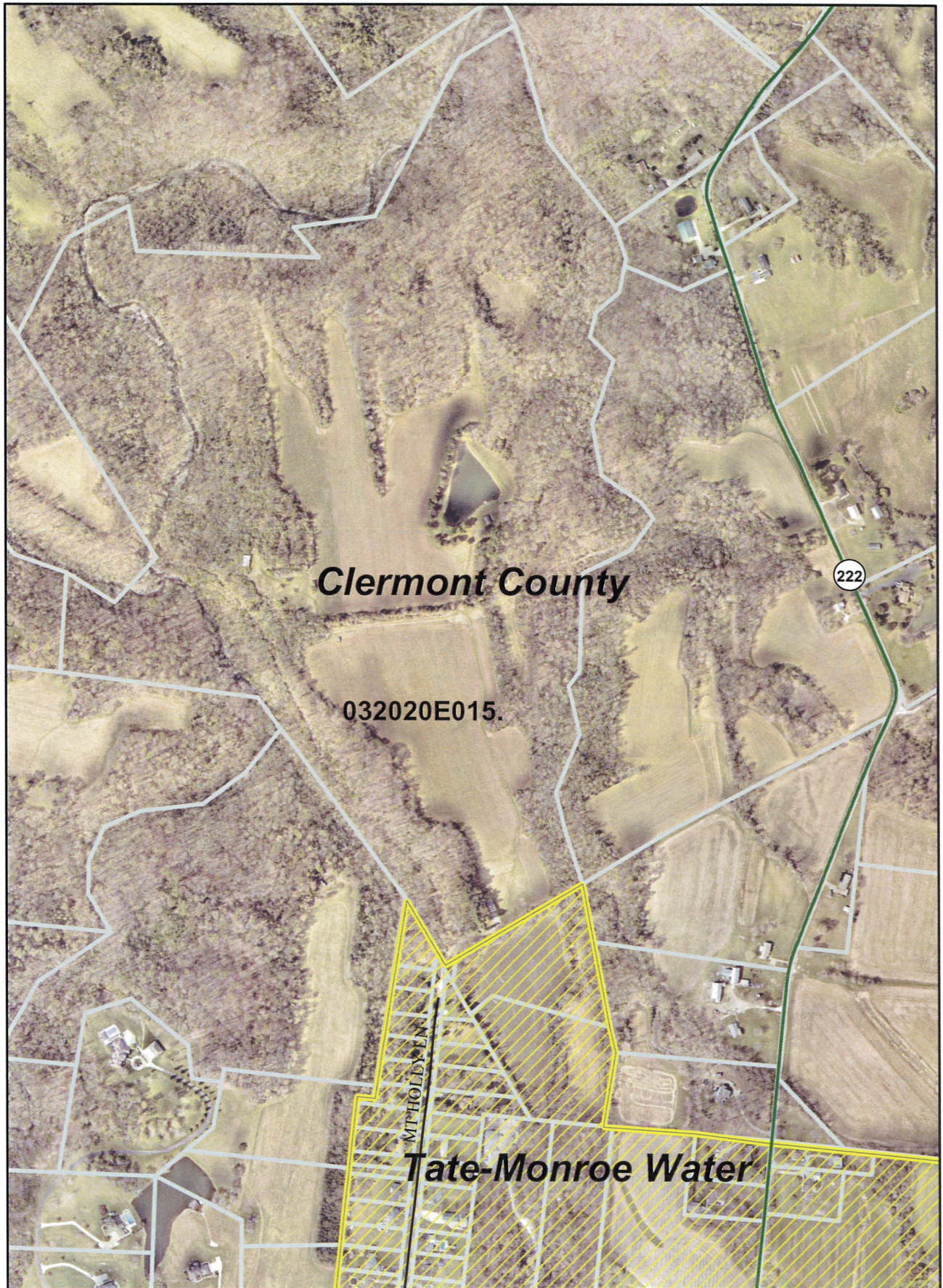
CERTIFICATE

The undersigned, Clerk of the Board of County Commissioners of Clermont County, Ohio, hereby certifies that the foregoing is a true and correct copy of Resolution Number 068-21 as adopted at the meeting of said Board held on may 19, 2021.



Holly Cruey, Clerk
Board of County Commissioners
Clermont County, Ohio

Exhibit A



RESOLUTION NO. 069-21

The Board of County Commissioners of Clermont County, Ohio met in regular session on the 19th day of May, 2021, with the following members present:

Claire B. Corcoran, President

David L. Painter, Vice President

Bonnie J. Batchler, Member

Mr. Painter moved for the adoption of the following

Resolution:

**RESOLUTION DECLARING NECESSITY TO
APPROPRIATE CERTAIN LAND FOR PUBLIC PURPOSES**

WHEREAS, this Board received a finding from the Director of the Ohio Environmental Protection Agency (“Director”), attached hereto as Exhibit “1”, pursuant to the authority vested in the Director under Ohio Revised Code §§ 6117.34, 6111.03, and 3745.01 that a public health nuisance exists and is caused by an occasion of unavoidable urgency and suddenness due to unsanitary conditions from on-site failing sewage systems and that such conditions create a public exigency and compel the immediate construction, maintenance, and operation of a sanitary sewer project in Wayne Township, Clermont County, Ohio (the “Project”) in order to protect the public health and welfare; and

WHEREAS, for the purpose of addressing this public exigency and protecting the public health and welfare, it is necessary to acquire real property for construction, maintenance, and operation of the Project in accordance with plans which are on file in the Water Resources Department, Clermont County, Ohio; and

WHEREAS, this Board has negotiated or caused to be negotiated with Jack Grigsby, who is the owner of real estate located at Main Street, Wayne Township, Clermont County Ohio, and more fully described in the attached Exhibit "2", for the purchase of an easement over and through such real property in order to construct, operate, and maintain the Project, and said negotiations have been to no avail.

NOW THEREFORE, BE IT RESOLVED:

1. That the Board of County Commissioners, Clermont County, Ohio, proceed to file a Petition for Appropriation of said easement, which easement is more fully described in the Petition for Appropriation of property, a copy of which is attached hereto as Exhibit "3", and which is hereby authorized to be filed pursuant to this Resolution.

2. That the Declaration of Intent to Take Possession, attached as Exhibit "4", is hereby authorized to be filed and that compensation for said property being appropriated together with damages, if any, to the residue shall be assessed at the value of **ONE THOUSAND THREE HUNDRED AND EIGHTY FIVE DOLLARS AND FIFTY EIGHT CENTS (\$1,385.58)** and that the Water Resources Department of Clermont County, Ohio, is hereby authorized and directed to issue a check in the amount of **ONE THOUSAND THREE HUNDRED AND EIGHTY FIVE DOLLARS AND FIFTY EIGHT CENTS (\$1,385.58)** made payable to the Clerk of Courts, Clermont County, Ohio, as and for deposit with the Clerk of said appraised sum in order that the County may proceed immediately to obtain possession and access to said property in order to proceed with the plans and specifications for the Project on Main Street, Wayne Township, as same are on file with the Water Resource Department of Clermont County, Ohio.

3. That the Office of the Prosecuting Attorney upon issuance of said deposit shall immediately file an Application on behalf of the Board of Commissioners for a right of possession

and pursue obtaining an immediate entry of possession as provided by the Ohio Revised Code.

4. That the Office of the Prosecuting Attorney shall undertake to represent the interest of the Board of County Commissioners in said appropriation proceedings and shall pursue said appropriation proceedings to their conclusion.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its Committees, if any, which resulted in formal action, were taken in meetings open to the public in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Mr. S. Batchler seconded the Resolution and on roll call the vote resulted as follows:

Claire B. Corcoran

Yes

David L. Painter

Yes

Bonnie J. Batchler

Yes

ATTEST:

Nancy Cruey, CLERK

Clermont County Board of Commissioners

DATED: May 19, 2021

This Resolution prepared and approved
as to form by The Office of the
Clermont County Prosecuting Attorney,
Mark J. Tekulve, Prosecutor

J. Mooney
JOSEPH T. MOONEY
Assistant Prosecuting Attorney

DATED: 4.29.21

RESOLUTION NO. 070-21

The Board of County Commissioners, Clermont County, Ohio, met in regular session on the 19th day of May, 2021, with the following members present:

Claire B. Corcoran, President
David L. Painter, Vice-President
Bonnie J. Batchler, Member

Mr(s). Batchler moved for the adoption of the following Resolution:

**A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION
WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE
FISCAL YEAR 2022 OHIO TRANSIT PARTNERSHIP PROGRAM.**

WHEREAS, the State of Ohio through its Fiscal Year 2022 Programs has made available funds to assist public transportation systems in Ohio; and

WHEREAS, the Clermont Transportation Connection is the transit operator for the Board of County Commissioners of Clermont County, Ohio; and

WHEREAS, the Clermont Transportation Connection is presently providing transit service and observing all federal and state rules regarding these programs; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Clermont County, Ohio, with at least two-thirds of its members thereto concurring as follows:

SECTION I

That the Director of Clermont Transportation Connection is hereby authorized to file an Application with the Ohio Department of Transportation for the Fiscal Year 2022 Ohio Transit Partnership Program, on behalf of the Board of County Commissioners of Clermont County, Ohio for the sum of up to \$22,000 to be used for capital and further to authorize Claire B. Corcoran, President of the Board of County Commissioners, to execute the Standard State Assurances.

SECTION II

That the Director of Clermont Transportation Connection is authorized to furnish such additional information as the Ohio Department of Transportation may require in connection with this Application.

SECTION III

That the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with all applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Mr(s). Painter seconded the motion and on roll call, the vote resulted as follows:

Mrs. Corcoran Yes

Mr. Painter Yes

Ms. Batchler Yes

This Resolution was duly passed on the 19th day of May 2021.

ATTEST:

Holly Crucey
Holly Crucey, Clerk
Board of County Commissioners

Approved as to form:

Joe Mang
Assistant Prosecuting Attorney
Clermont County Prosecutor's Office

EXHIBIT A – STANDARD STATE ASSURANCES

Pursuant to the Urban Transit Program Criteria for SFY **2022**, the undersigned (**Clermont County**) hereby assures the Ohio Department of Transportation (ODOT) that:

1. The grant funds will be used to provide all or part of the funding for the eligible project as described in the application.
2. The grant funds will be used for public transportation services provided by the undersigned or a pass-through recipient with its own equipment and facilities or by a project contractor.
3. The (**Ohio, Kentucky, Indiana Regional Council of Governments (OKI)**) has included or will include the eligible project(s) in the Statewide Transportation Improvement Program and the Transportation Improvement Program for the **Cincinnati Northern Kentucky**.
4. The **Clermont Transportation Connection** will provide information required by the **OKI COG** including but not limited to the annual Unified Planning Work Program, Transportation Improvement Program, and the Statewide Transportation Improvement Program,
5. The undersigned will comply with all Federal and State of Ohio laws, rules, executive orders and other legal requirements as they apply to public transportation.
6. The undersigned will submit to ODOT a copy of:
 - a. All planning support documents, including but not limited to a transit development plan, the transit asset management plan, the short-range transit plan, and long-range transit plans at the time they are finalized;
 - b. The BlackCat Financials data no later than May 15 (or by when);
 - c. The BlackCat Statistics data by May 15 (or by when);
 - d. A copy of the final FTA triennial review report with closeout letter; and
 - e. All other information ODOT requests.

By: Clarie B. Concoran
(Signature of Authorized Official)

Title President

Date: 05/19/21

The following counter-signature is required for Pass-Through Recipients

Name of Pass-Through Recipient:

By: _____
(Signature of Authorized Official)

(Title)

Date: _____

RESOLUTION NUMBER 071-21

The Board of County Commissioners of Clermont County, Ohio, met in Regular Session on the 19th day of May, 2021, with the following members present:

Claire B. Corcoran, President
David L. Painter, Vice President
Bonnie J. Batchler, Member

Commissioner Batchler moved for the adoption of the following Resolution:

RESOLUTION DETERMINING TO VACATE A PORTION OF CLEPPER LANE (T-252) SITUATED IN UNION TOWNSHIP, CLERMONT COUNTY, OHIO

WHEREAS, the Board of County Commissioners has determined pursuant to Section 5553.045 of the Ohio Revised Code to investigate whether the vacation of a portion of Clepper Lane (T-252) in Union Township, Clermont County, Ohio, would be for the public convenience and welfare subsequent to the receipt of the request of the Board of Trustees of Union Township, in and as it relates thereto; and,

WHEREAS, pursuant to Sections 5553.06 and 5553.07 of the Ohio Revised Code, the County Engineer has reviewed the area proposed to be vacated and has approved the appropriate legal description therefore; and,

WHEREAS, the Board of County Commissioners has held a public hearing concerning the proposed vacation of a portion of Clepper Lane (T-252) in Union Township, on May 19, 2021, which is recorded in Commissioner's Journal Number 318, and,

WHEREAS, all appropriate statutory procedures have been followed according to the Ohio Revised Code;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Clermont County, Ohio, at least two-thirds of its members thereto concurring as follows:

SECTION I

That the Board of County Commissioners hereby determines that the public convenience and welfare would be best served by the vacation of a portion of Clepper Lane (T-252) in Union Township and in Peyton's Military Survey No. 3856, and as described, is hereby vacated, to wit:

DESCRIPTION FOR: North Half of right-of-way vacation

Situate in Peyton's Military Survey No. 3856, Union Township, Clermont County, Ohio, being part of the Clepper Lane right-of-way (40 feet wide) dedicated for public use in Mamie Clepper Subdivision recorded in Plat Book "D," Page 226, Clermont County, Ohio Recorder's Office, and being more particularly described as follows:

Beginning at a 5/8" iron pin set at the southeast corner of Lot 32 of said Mamie Clepper Subdivision in the north right-of-way line of Clepper Lane;

Thence with said north right-of-way line as dedicated, South 86°57'00" East, 160.00 feet to a 5/8" iron pin found at the northwest corner of the previously vacated portion of said Clepper Lane by Resolution 39-09 and now being a part of the 11.3652-acre parcel of land conveyed to Mountain Agency Eastgate, LLC by deed recorded in Official Record 2707, Page 1203, Clermont County, Ohio Recorder's Office;

Thence with the west line of said formerly vacated portion of Clepper Lane, South 03°03'00" West, 20.00 feet to a Mag nail set in the centerline of Clepper Lane as dedicated;

Thence with said centerline of Clepper Lane, North 86°57'00" West, 160.00 feet to a Mag nail set;

Thence with a new division line through said Clepper Lane, North 03°03'00" East, 20.00 feet to the point of beginning.

Containing 0.0735 acres of land, more or less.

Subject to all legal highways, easements and restrictions of record.

The above description was prepared by McGill Smith Punshon, Inc. under the direction of Melvin W. Pistor, Jr., P.S., Ohio Registration No. 8180.

DESCRIPTION FOR: South Half of right-of-way vacation

Situate in Peyton's Military Survey No. 3856, Union Township, Clermont County, Ohio, being part of the Clepper Lane right-of-way (40 feet wide) dedicated for public use in Mamie Clepper Subdivision recorded in Plat Book "D," Page 226, Clermont County, Ohio Recorder's Office, and being more particularly described as follows:

Beginning at a 5/8" iron pin set at the northwest corner of Lot 33-A of Re-Plat of Mamie Clepper Subdivision recorded in Plat Cabinet 19, Page 18, Clermont County, Ohio Recorder's Office, in the south right-of-way line of Clepper Lane;

Thence with a new division line through said Clepper Lane, North 03°03'00" East, 40.00 feet to a Mag nail set in the centerline of Clepper Lane as dedicated;

Thence with said centerline line as dedicated, South 86°57'00" East, 160.00 feet to a Mag nail set in the west line of the previously vacated portion of said Clepper Lane by Resolution 39-09 and now being a part of the 11.3652-acre parcel of land conveyed to Mountain Agency Eastgate, LLC by deed recorded in Official Record 2707, Page 1203, Clermont County, Ohio Recorder's Office;

Thence with the west line of said formerly vacated portion of Clepper Lane, South 03°03'00" West, 20.00 feet to the northeast corner of aforesaid Lot 33-A, being witnessed by an iron pin found lying 0.17 feet north;

Thence with the north line of said Lot 33-A, North 86°57'00" West, 160.00 feet to the point of beginning. Containing 0.0735 acres of land, more or less.
Subject to all legal highways, easements and restrictions of record.

The above description was prepared by McGill Smith Punshon, Inc. under the direction of Melvin W. Pistor, Jr., P.S., Ohio Registration No. 8180.

SECTION II

That the Board of County Commissioners further finds that as to the issue of compensation and damages pursuant to Section 5553.09 of the Ohio Revised Code, no compensation and damages are necessary in this proceeding and none are awarded at this final hearing.

SECTION III

That the Clerk of the Board shall certify a copy of these proceedings to the Board of Trustees of Union Township, the County Engineer, and the County Auditor.

SECTION IV


That the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this resolution were taken in an open meeting of the Board and that all deliberations of this Board and its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Commissioner Painter seconded the foregoing Resolution and upon roll call the vote was as follows:

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Batchler, Yes; Commissioner Painter, Yes; Commissioner Corcoran, Yes.

ATTEST:


Holly Crucey, Clerk
Board of County Commissioners
Clermont County, Ohio

Adopted: May 19, 2021



COMMISSIONER'S JOURNAL #318 CLERMONT COUNTY REGULAR SESSION 05/19/21

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER
071-21/RESOLUTION DETERMINING TO VACATE A PORTION
OF CLEPPER LANE (T-252) SITUATED IN UNION TOWNSHIP ...21-
0412-002...ADOPTED

Moved by Commissioner Batchler, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt **Resolution Number 071-21** determining to vacate a portion of Clepper Lane (T-252) situated in Union Township, Clermont County, Ohio, as described therein, pursuant to and in compliance with Section 5553.045 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Batchler, Yes; Commissioner Painter, Yes; Commissioner Corcoran, Yes.

*I, Holly Cruey, Clerk of the Board of the Clermont County Commissioners, do hereby Certify the above to be a true and exact excerpt from the minutes of the Regular Session of the Board of County Commissioners, Clermont County, Ohio, on **May 19, 2021**.*

ATTEST:


Holly Cruey, Clerk
May 19, 2021